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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/259,852	03/01/1999	MITCHELL A. MARKOW	P98-2401	5769

7590 10/28/2004

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EXAMINER

MEI, XU

ART UNIT PAPER NUMBER

2644

DATE MAILED: 10/28/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT	PAPER
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20041025

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Commissioner for Patents

Applicant's Response After Final dated 08/24/2004 including Declaration Under 37 C.F.R. 1.131 has been received and considered. It is concluded the declaration including evidence of which the present application was conceived 01/06/1999 has a priority date that overcame/prior to filing date the prior art (the Derocher reference) used in the final office action. Therefore, the finality of the previous final office action (paper #9, 6/8/2004) will be withdraw and a new office will be issue upon due time.

Xu Mei
Primary Examiner
Art Unit: 2644